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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

KELVIN GARCIA,

Plaintiff,

-against-

**STIPULATION AND
ORDER OF DISMISSAL**

14CV7763 (ALC)

THE CITY OF NEW YORK, New York City Police
Department Officer ("P.O.") P.O. EDGARDO ORTIZ (Shield
No. 12349) and P.O. MATTHEW ESCUDERO, (Shield No.
26192), in their individual capacities,

Defendants.

WHEREAS, the parties have reached a settlement agreement and now desire to resolve the remaining issues raised in this litigation, without further proceedings and without admitting any fault or liability;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, that

1. The above-referenced action is hereby dismissed with prejudice; and


2. Notwithstanding the dismissal of this action in accordance with this agreement, the District Court shall continue to maintain jurisdiction over this action for the purpose of enforcing the terms of the settlement agreement reached between the parties and set forth in the Stipulation of Settlement executed by the parties in this matter.

Dated: New York, New York
Feb 9, 2016

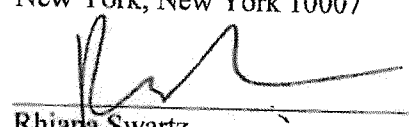
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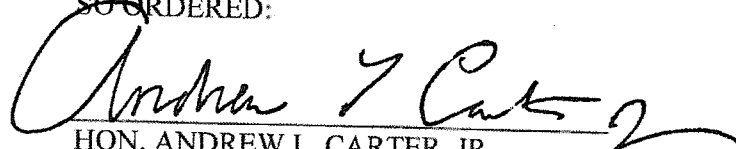
By:


David Rankin
Attorney for Plaintiff

By:


Rhiana Swartz
Senior Counsel

SO ORDERED:


HON. ANDREW L. CARTER, JR.
UNITED STATES DISTRICT JUDGE *mc*

Dated: March 9, 2016